

1910476-Court-A- US B
SCHNELLER AND LOMENICK, P.A.
P.O. BOX 417

HOLLY SPRINGS, MS 38635

US Bankruptcy Courthouse
703 Hwy 145 North
Aberdeen, MS 39730

NOTICE

Northern Dist Of MS Aberdeen Division

Debtor 1: <u>WENDELL BROWN SR</u>	Last 4 digits of Social Security number or ITIN: <u>XXX-XX-1718</u>
	EIN: _____
Debtor 2: _____	Last 4 digits of Social Security number or ITIN: _____
	EIN: _____
Case Number: <u>19-10476-JDW</u>	Date Case Filed or Converted to Chapter 13: <u>February 03, 2019</u>

Form 309I (12/15)

NOTICE OF CHAPTER 13 BANKRUPTCY CASE

For the debtors listed above, a case has been filed under chapter 13 of the Bankruptcy Code. An order for relief has been entered.

This notice has important information about the case for creditors, debtors, and trustees, including information about the meeting of creditors and deadlines. Read both pages carefully.

The filing of the case imposed an automatic stay against most collection activities. This means that creditors generally may not take action to collect debts from the debtors, the debtors' property, and certain codebtors. For example, while the stay is in effect, creditors cannot sue, garnish wages, assert a deficiency, repossess property, or otherwise try to collect from the debtors. Creditors cannot demand repayment from debtors by mail, phone, or otherwise. Creditors who violate the stay can be required to pay actual and punitive damages and attorney's fees. Under certain circumstances, the stay may be limited to 30 days or not exist at all, although debtors can ask the court to extend or impose a stay.

Confirmation of a chapter 13 plan may result in a discharge. Creditors who assert that the debtors are not entitled to a discharge under 11 U.S.C. § 1328(f) must file a motion objecting to discharge in the bankruptcy clerk's office within the deadline specified in this notice. Creditors who want to have their debt excepted from discharge may be required to file a complaint in the bankruptcy clerk's office by the same deadline. (See line 13 below for more information.)

To protect your rights, consult an attorney. All documents filed in this case may be inspected at the bankruptcy clerk's office at the address listed below or through PACER (Public Access to Court Electronic Records at www.pacer.gov).

The staff of the bankruptcy clerk's office cannot give legal advice.

To help creditors correctly identify debtors, debtors submit full Social Security or Individual Taxpayer Identification Numbers, which may appear on a version of this notice. However, the full numbers must not appear on any document filed with the court.

Do not file this notice with any proof of claim or other filing in this case. Do not include more than the last four digits of a Social Security or Individual Taxpayer Identification Number in any document, including attachments, that you file with the court.

About Debtor 1:		About Debtor 2:	
1: Debtor's full name	WENDELL BROWN SR		
2: All other names used in the last 8 years			
3: Address	If debtor 2 lives at a different address:		
	293 CHERRY BROWN LANE		
	ASHLAND, MS 38603		
4: Debtor's attorney Name and Address	SCHNELLER AND LOMENICK, P.A. P.O. BOX 417	Contact phone	(662) 252-3224
	HOLLY SPRINGS, MS 38635	Email	
5: Bankruptcy trustee Name and Address	Locke D. Barkley 6360 I-55 North Suite 140 Jackson, MS 39211	Contact phone	(601) 355-6661
		Email	www.barkley13.com
6: Bankruptcy Clerk's office Documents in this case may be filed at this address.	US Bankruptcy Courthouse 703 Hwy 145 North	Hours open	
You may inspect all records filed in this case at this office or online a www.pacer.gov .	Aberdeen, MS 39730	Contact phone	

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For more information, see page 2

7: Meeting of creditors Debtors must attend the meeting to be questioned under oath. In a joint case, both spouses must attend. Creditors may attend, but are not required to do so.	Date <u>March 13, 2019</u> at <u>01:30 PM</u> Time The meeting may be continued or adjourned to a later date. If so, the date will be on the court docket.	Location: <u>Oxford Conference Center</u> <u>102 Ed Perry Blvd</u> <u>Oxford, MS 38655</u>
8: Deadlines The bankruptcy clerk's office must receive these documents and any required filing fee by the following deadlines.	Deadline to file a complaint to challenge dischargeability of certain debts: You must file: <ul style="list-style-type: none"> ■ a motion if you assert that the debtors are not entitled to receive a discharge under U.S.C. § 1328(f), or ■ a complaint if you want to have a particular debt excepted from discharge under U.S.C. § 523(a)(2) or (4). Deadline for all creditors to file a proof of claim (except governmental units): Deadline for governmental units to file a proof of claim:	Filing deadline: <u>May 13, 2019</u> Filing deadline: <u>April 15, 2019</u> Filing deadline: <u>August 02, 2019</u>
	Deadlines for filing proof of claim: A proof of claim is a signed statement describing a creditor's claim. A proof of claim form may be obtained at www.uscourts.gov or any bankruptcy clerk's office. If you do not file a proof of claim by the deadline, you might not be paid for your claim. To be paid, you must file a proof of claim even if your claim is listed in the schedules that the debtor filed. Secured creditors retain rights in their collateral regardless of whether they file a proof of claim. Filing a proof of claim submits the creditor to the jurisdiction of the bankruptcy court, with consequences a lawyer can explain. For example, a secured creditor who files a proof of claim may surrender important nonmonetary rights, including the right to a jury trial.	Deadline to object to exemptions: The law permits debtors to keep certain property as exempt. If you believe that the law does not authorize an exemption claimed, you may file an objection.
9: Filing of plan	Miss. Bankr. L.R. 3015-1(d) requires the debtor to serve a copy of the plan and related notice on the Trustee, the US Trustee, and all creditors. The plan may contain a motion for valuation of security and/or a motion to avoid lien. Any objection to the plan or to any motion contained therein shall be in writing and filed with the Clerk of Court on or before March 26, 2019. Objections will be heard on April 16, 2019 at 01:30 PM, Oxford Federal Building, 911 Jackson Avenue, Oxford, MS 38655 unless otherwise ordered by the court. the plan may be confirmed without a hearing.	Filing deadline: 30 days after the conclusion of the meeting of creditors
10: Creditors with a foreign address	If you are a creditor receiving a notice mailed to a foreign address, you may file a motion asking the court to extend the deadline in this notice. Consult an attorney familiar with United States bankruptcy law if you have any questions about your rights in this case.	<input checked="" type="checkbox"/> The debtor has filed a plan. The plan or a summary of the plan will be sent separately.
11: Filing a chapter 13 bankruptcy case	Chapter 13 allows an individual with regular income and debts below a specified amount to adjust debts according to a plan. A plan is not effective unless the court confirms it. You may object to confirmation of the plan and appear at the confirmation hearing. A copy of the plan will be sent to you later and the court will send you a notice of the confirmation hearing. The debtor will remain in possession of the property and may continue to operate the business, if any, unless the court orders otherwise.	
12: Exempt property	The law allows debtors to keep certain property as exempt. Fully exempt property will not be sold and distributed to creditors, even if the case is converted to chapter 7. Debtors must file a list of property claimed as exempt. You may inspect that list at the bankruptcy clerk's office or online at www.pacer.gov. If you believe that the law does not authorize an exemption that debtors claimed, you may file an objection by the deadline.	
13: Discharge of debts	Confirmation of a chapter 13 plan may result in a discharge of debts, which may include all or part of a debt. However, unless the court orders otherwise, the debts will not be discharged until all payments under the plan are made. A discharge means that creditors may never try to collect the debt from the debtors personally except as provided in the plan. If you want to have a particular debt excepted from discharge under 11 U.S.C. § 523(a)(2) or (4), you must file a complaint and pay the filing fee in the bankruptcy clerk's office by the deadline. If you believe that the debtors are not entitled to a discharge of any of their debts under 11 U.S.C. § 1328(f), you must file a motion. The bankruptcy clerk's office must receive the objection by the deadline to object to exemptions in line 8.	

CERTIFICATE OF MAILING

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Case 19-10476-JDW

Doc 6

Filed 02/05/19

Entered 02/05/19 14:17:09

Desc Main

Document

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CASE: 1910476

TRUSTEE: 73

COURT: 387

TASK: 02-04-2019.00422214.N13REV

DATED: 02/05/2019

Court	US Bankruptcy Courthouse	703 Hwy 145 North Aberdeen, MS 39730
Trustee	Locke D. Barkley Suite 140	6360 I-55 North Jackson, MS 39211
Debtor	WENDELL BROWN SR	293 CHERRY BROWN LANE ASHLAND, MS 38603
799	000002 SCHNELLER AND LOMENICK, P.A.	P.O. BOX 417 HOLLY SPRINGS, MS 38635
	000026 FEDERAL LOAN SERVICING	PO BOX 69184 HARRISBURG, PA 17106
	000024 SALLIE MAE	PO BOX 9500 WILKES BARRE, PA 18773
	000017 INTERNAL REVENUE SERVICE	PO BOX 7346 PHILADELPHIA, PA 19114
	000013 KAREN A MAXCY ESQ 1554 OLD ALABAMA RD	MCCALLA RAYMER LEIBERT & PIERCE ROXWELL, GA 30076
	000025 US DEPARTMENT OF EDUCATION STE 19T40	61 FORSYTH ST SW ATLANTA, GA 30303-8919
	000020 REGIONS BANK CONSUMER COLLECTIONS	PO BOX 10063 BIRMINGHAM, AL 35202-0063
	000027 ALBIRDIA BROWN P O BOX 1169	C/O HEIDI S MILAM SOUTHAVEN, MS 37671
	000005 BENTON COUNTY CHANCERY CLERK	PO BOX 218 ASHLAND, MS 38603
	000006 BENTON COUNTY TAX COLLECTOR	P O BOX 337 ASHLAND, MS 38603-0000
	000014 BANK OF HOLLY SPRINGS	PO BOX 250 HOLLY SPRINGS, MS 38635
	000016 FIDELITY NATIONAL LOANS	PO BOX 490 HOLLY SPRINGS, MS 38635
	000023 U S ATTORNEY 900 JEFFERSON AVE	FOR U S DEPT OF EDUCATION OXFORD, MS 38655-0000
	000018 INTERNAL REVENUE SERVICE 900 JEFFERSON AVE	C/O U S ATTORNEY OXFORD, MS 38655-3626
	000019 MS DEPARTMENT OF REVENUE PO BOX 22808	BANKRUPTCY SECTION JACKSON, MS 39225-2808
	000022 INTERNAL REVENUE SERVICE 100 WEST CAPITAL ST STOP 18	SPECIAL PROCEDURES JACKSON, MS 39269
	000008 CREDIT ACCEPTANCE CORP SUITE 3000	25505 W TWELVE MILE RD SOUTHFIELD, MI 48034
	000012 CREDIT ACCEPTANCE CORP	P O BOX 513 SOUTHFIELD, MI 48037-0000
	000021 US DEPT OF EDUCATION	PO BOX 16448 ST PAUL, MN 55165
	000011 DITECH	PO BOX 6172 RAPID CITY, SD 57709-6172
	000009 DITECH FINANCIAL LLC	PO BOX 6154 RAPID CITY, SD 57709-9858
	000010 DITECH FINANCIAL LLC	PO BOX 6154 RAPID CITY, SD 57709-9858

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COURT: 387

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TASK: 02-04-2019.00422214.N13REV

DATED: 02/05/2019

000007 CAPITAL ONE AUTO FINANCE

PO BOX 260848

PLANO, TX 75026-0848

000015 CAPITAL ONE

PO BOX 30285

SALT LAKE CITY, UT 84130

27 NOTICES

THE ABOVE REFERENCED NOTICE WAS MAILED TO EACH OF THE ABOVE ON 02/05/2019.
I DECLARE UNDER PENALTY OF PERJURY THAT THE FOREGOING IS TRUE AND CORRECT.

EXECUTED ON 02/05/2019 BY /S/EPIQ Systems, Inc.

*CM - Indicates notice served via Certified Mail